

IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF ARKANSAS  
HELENA DIVISION

RUSSELL BERGER  
ADC #115855

PLAINTIFF

VS.

CASE NO. 2:08CV00057 JMM

JAMES BELL, et al.

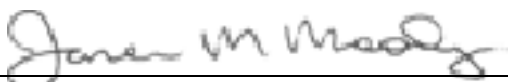
DEFENDANTS

**ORDER**

The Court has received proposed findings and recommendations from United States Magistrate Judge Henry L. Jones, Jr. After careful review of the findings and recommendations and the timely objections thereto, as well as a de novo review of the record, the Court concludes that the findings and recommendations should be, and are hereby, approved and adopted as this Court's findings in all respects in their entirety.

IT IS, THEREFORE, ORDERED that Defendants' motion for summary judgment (DE #23) is GRANTED IN PART, with respect to Plaintiff's allegations against them concerning the denial of meditation cushions, and DENIED with respect to Plaintiff's allegations concerning the denial of a religious diet.

SO ORDERED this 22nd day of September, 2008.

  
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UNITED STATES DISTRICT JUDGE